

MINUTES OF THE MEETING OF THE CITY COUNCIL

Wichita, Kansas, February 1, 2000
Tuesday, 9:00 A.M.

The City Council met in regular session with Mayor Knight in the Chair. Council Members Cole, Lambke, Martz, Pisciotte, Rogers; present. *Council Member Gale absent.

Chris Cherches, City Manager; Gary Rebenstorf, Director of Law; Pat Burnett, City Clerk; present.

The invocation was given by Rev. Fran Dew, First Unitarian Universalist Church.

The pledge of allegiance to the flag was participated in by the Council Members, staff, and guests.

*Council Member Gale present.

Minutes -- approved The minutes of the regular meeting of January 25, 2000, were approved 7 to 0.

AWARDS AND PRESENTATIONS

YOUTH SERVICE Wichita's Promise – Youth Community Service Awards were presented.

PUBLIC AGENDA

Comments by Ronald Gessl.

Ronald Gessl Ronald Gessl, Dental Dental Plan of Kansas, asked for support for fluoridating the City's water supply. Topeka, Kansas City, Lawrence, Salina, Pittsburgh, and other Kansas communities have fluoridated water. Wichita is the fourth largest City in the United States without fluoridation.

Council Member Pisciotte Council Member Pisciotte said this matter is on the public agenda because of a strategic agenda to increase the number of fluoridation cities throughout the United States, not because of a ground-swell driven from other kinds of interest in fluoridation.

The City Council receives a lot of information and the information is not one-sided. For every person in favor of fluoridation, there is another person against fluoridation.

Council Member Pisciotte said the concern is how to provide dental health care to those who cannot afford care.

Mr. Gessl Mr. Gessl said fluoridation before the fact lowers the need for dental care.

Council Member Pisciotte Council Member Pisciotte stated that for every study showing positive elements of fluoridation, there is another study showing various kinds of problems. Research shows that at least fifty communities have rejected fluoridation by referendum or have rejected fluoridation after having had it in the water system. There are also concerns that only a small portion of the water was actually physically consumed. Council Member Pisciotte also pointed out a warning with regard to fluoride contents on a toothpaste label. There is a dilemma in water fluoridation.

Is there an alternative, from partnership, to bring about making fluoridation treatment for citizens possible without putting fluoride in the water?

Council Member Cole Council Member Cole said the City Council should hold public hearings and provide the opportunity for opinions to be voiced.

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Mayor Knight

Mayor Knight stated that similar issues have had a history of dividing and water fluoridation is one of those. This issue's time has come and gone. Today's research makes it very difficult to pass a referendum to medicate the water. Nothing good can come of this.

If the Board of Health wants to make a difference, it can make sure every child is immunized; many children are not even immunized. To place water fluoridation above immunization is a stretch.

NEW BUSINESS

WATER SYSTEM

PETITION FOR A WATER DISTRIBUTION SYSTEM TO SERVE AN AREA ALONG FAIRVIEW, BETWEEN 33RD AND 34TH STREETS NORTH. (District VI)

Steve Lackey

Director of Public Works reviewed the Item

Agenda Report No. 00-0122.

The signatures on the Petition represent 2 of 11 (18.2%) of resident owners and 50.9% of the improvement district area. A January 13, 2000 neighborhood meeting was held to discuss the Petition. No property owners attended.

The improvement district area is served by private water wells. Residents report that the groundwater is of very low quality.

The estimated project cost is \$26,000 with the total assessed to the improvement district. The proposed method of assessment is the square foot basis. The estimated rate of assessment is \$00.17 per square foot of ownership.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion --

-- carried

Cole moved that the Petition be approved and the Resolution be adopted; and the Staff Screening and Selection Committee be authorized to select a design engineer. Motion carried 7 to 0.

RESOLUTION NO.R-00-035

Resolution of findings of advisability and Resolution authorizing construction of Water Distribution System Number 448-89451, (at Fairview, between 33rd and 34th Streets North) in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Cole moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

PAVE UNIVERSITY ST. PETITION TO PAVE UNIVERSITY, FROM KNIGHT TO SHERIDAN. (District IV)

Steve Lackey

Director of Public Works reviewed the Item

Agenda Report No. 00-0123.

The signatures on the Petition represent 51 of 84 (60.7%) of resident owners and 57.4% of the improvement district area. A January 13, 2000 neighborhood meeting was held to discuss the Petition. Three property owners were present, all in support of the project.

University, from Knight to Sheridan, is a sand road that provides access to an area comprised predominately of single-family homes.

The project budget contained in the Petition is \$130,000 with the total assessed to the improvement district. The method of assessment is the square foot basis. The estimated rate of assessment is \$00.23 per square foot of ownership.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion --

-- carried

Gale moved that the Petition be approved and the Resolution be adopted; and the Staff Screening and Selection Committee be authorized to select a design engineer. Motion carried 7 to 0.

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RESOLUTION NO.R-00-036

Resolution of findings of advisability and Resolution authorizing improving of University Avenue from the east line of Knight Street to the westline of Sheridan Avenue, (south of Maple, west of West Street), Project No. 472-83188, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Gale moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

LIBRARY GRANT

Don Barry

BILL AND MELINDA GATES FOUNDATION GRANTS - LIBRARY.

President of the Library Board of Directors reviewed the Item.

Agenda Report No. 00-0124.

On November 2, 1999, the City Council approved submission of two grant proposals to the Bill and Melinda Gates Foundation for technology grants for six of the twelve libraries and for the addition of a computer training facility to be established at the Central Library. The Library has been advised that both grants have been awarded in a total of \$98,950.

The Wichita Public Library has offered public Internet access since February of 1997. This access is currently available only from the Central Library and Marina Lakes, Maya Angelou Northeast, Rockwell, Seneca and Westlink branch libraries. Although the library's technology plan has a goal of extending the access into the remaining six facilities, the library has lacked the resources to do so. Grant KS-98-67202-01-A, valued at \$63,300, would add public use computers with Internet access and word processing, spreadsheet, database and publishing software to the Aley, Linwood, Minisa and Planeview branches and would add additional workstations to the Central and Maya Angelou Northeast libraries. Grant KS-98-67202-01-B would fund a ten-seat computer training room at the Central Library giving the library system the ability to provide hands-on training in use of the library catalog, the Internet, and a variety of other information tools and resources. Arrangements have been made to partner with Communities in Schools and the Wichita Area Technical College to offer CISCO academies through the Library. When not in use for training, all of the lab workstations also will be available for public use.

The Library relies heavily on grants and special funding for the addition and maintenance of information technology. The value of the equipment and software funded through this grant application is \$98,950.

The City will be responsible for infrastructure costs related to the expansion of service, including remodeling of the Central Library training room workspace and adding computer cabling and electrical capacity in each of the six affected facilities, in order to operate the equipment. Estimated costs are \$91,682 for the computer laboratory project and \$16,250 for the branch library project. Additional furniture for the workstations will also be required. The Library has developed a plan that identifies a variety of potential partners to help underwrite these expenses.

The Koch foundation will enhance the grant by providing funding, through Communities in Schools, for twenty to twenty-five students from disadvantaged backgrounds.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion --
-- carried

Knight moved that receipt of the grant funds be approved and the necessary signatures be authorized. Motion 7 to 0.

ENV. PROTECTION

ENVIRONMENTAL PROTECTION RESOLUTION.

Chris Cherches

City Manager reviewed the Item.

Agenda Report No. 00-0125.

The City of Wichita has long been involved in environmental concerns that impact, or have the potential to impact, the health and economic viability of the City and the quality of life of its citizens. Examples include initiatives such as the Gilbert-Mosley and North Industrial Corridor groundwater remediation projects, encouragement of Brownfields redevelopment, protection of drinking water resources from potential degradation from confined livestock feeding operations, along with other polluting activities.

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The proposed Resolution represents a strategy for monitoring potential threats to the City's environmental resources, and a plan for addressing concerns identified. The intent is to consciously establish a "proactive position," with emphasis on the long-term impacts of existing and proposed activities within and adjacent to the City.

Activities identified in the Resolution utilize current City personnel, its management and governing body resources. The Resolution also anticipates partnerships involving Sedgwick County, other cities and local government entities, the City Council, and the local legislative delegation. If approved, it would be the intent of Staff that the REAP membership be asked to develop similar policies in cooperation with adjacent communities' plans.

Benefits of an aggressive stance toward environmental protection include preservation of the local tax base, provision of an environmental-attractive location for new business, and maintenance of a desirable community for current and prospective residents.

Actions identified will be accomplished within current budgetary limits. The central financial consideration stems from the long-term economic value in preserving local environmental resources and maintaining the quality of life within Wichita and its environs.

Jack Brown	Environmental Health Director reviewed provisions of the Resolution.
Mayor Knight	Mayor Knight inquired whether anyone wished to be heard and no one appeared.
Motion --carried	Martz moved that the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. R-00-034

A Resolution adopting a strategic plan for the protection of the environmental resources of the City of Wichita, Kansas, presented. Martz moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

EMP. RETIREMENT

WICHITA EMPLOYEES' RETIREMENT SYSTEM, EMPLOYEE/EMPLOYER CONTRIBUTION AND POST-RETIREMENT ADJUSTMENT.

Ray Trail	Director of Finance reviewed the Item.
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Agenda Report No. 00-0126.

In October 1999, the City Council approved enhancements to benefits for employees. Benefit enhancements were enacted to position the City so as to attract and retain a high quality workforce, as well as promote greater equity in benefit levels among employee groups. The benefit enhancements took effect in January 2000.

The package of pension enhancements for civilian employees included a two percent (2%, non-compounded) post-retirement adjustment (PRA) to begin following thirty-six (36) months of retirement for Plan 2 members. The Wichita Employees' Retirement Board submitted a proposal to Plan 2 and Plan 3 participants regarding the implementation of the PRA following twelve (12) months of retirement. The Board's actuary determined that a six-tenths of one percent (0.6%) increase in employee contribution was necessary to pay for the increased benefit. The result would be a four and seven-tenths percent (4.7%) employee contribution. Currently, Plan 2 and Plan 3 participants contribute four and one-tenth percent (4.1%) of salary.

The ordinance-governing Plan 3 provides for a matching employer contribution. Therefore, an increase in the employee contribution would also increase the employer matching contribution. This percentage is included in the City's total contribution of 6.2% of payroll for WER.

A total of 869 ballots, 54.3% of the total, were returned. Sixty-two percent (62%) voted yes to implement the PRA earlier and increase employee contributions and thirty-eight percent (38%) voted no. The Wichita Employees' Retirement Board voted at its January 16, 2000 meeting that ordinance revisions to implement the revised PRA and contribution increase be placed on the City Council agenda.

The additional six-tenths of one percent (0.6%) employee contribution is sufficient to pay for the additional benefit as determined by the actuary. No additional employer contribution is required.

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Mayor Knight Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion -- carried Knight moved that the Ordinance be placed on first reading. Motion carried 7 to 0.

ORDINANCE

An Ordinance amending Sections 2.28.245, 2.28,280 and 2.28,530 of the Code of the City of Wichita, Kansas, pertaining to the incorporation of revisions to the Wichita Employees' Retirement System, introduced and under the rules laid over.

QUARTERLY REPORT QUARTERLY FINANCIAL REPORT FOR THE PERIOD ENDED DECEMBER 31, 1999.

Mayor Knight Mayor Knight said it appears the City is still in good shape; however, there are things occurring that give pause for concern. Mayor Knight said it appears that there is some concern over tax exempt products purchased over the Internet.

Ray Trail Director of Finance said there was a six percent shortage in the local sales tax stream. While there is no local or state specific data, national trends show six percent of retail sales are occurring over the Internet. The total shortfall is actually \$2.4 million for the entire budget year.

Mayor Knight Mayor Knight said Internet taxation is not a new proposed tax; rather, the position is that everyone should be treated equally.

Council Member Cole Council Member Cole said the Internet tax issue is of concern to localities across the nation.

Mayor Knight Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion -- carried Knight moved that the Report be received and filed. Motion carried 7 to 0.

CITY COUNCIL AGENDA

APPOINTMENTS. BOARD/COMMISSION APPOINTMENTS.

Motion -- Martz appointed Chris Anderson to Board of Housing Commissioners and moved that the appointment be approved. Motion carried 7 to 0.
-- carried

PROCLAMATIONS PROCLAMATIONS:

--Census Awareness Month
--Burn Awareness Week
--58th Bomb Wing Convention Week

Motion -- carried Knight moved that issuance of the Proclamations be authorized. Motion carried 7 to 0.

CONSENT AGENDA

Knight moved that all Consent Agenda Items be approved in accordance with the recommended action shown thereon. Motion carried 7 to 0.

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BOARD OF BIDS

BOARD OF BIDS AND CONTRACTS REPORT DATED JANUARY 31, 2000.

Bids were opened January 28, 2000, pursuant to advertisements published on:

Central, from I-235 to West Street - Central, west of West Street. (87N-0095-01/472-83014/448-88973/468-82911/706762/633156/620252/208230/544380 /669377) Minimum of one lane of traffic in each direction at all times. City Council approval date: October 13, 1998. (District IV & VI)

Cornejo & Sons Construction - \$3,116,493.68 (Corrected)

Harry Webb Road to Greenwich Road - south of Kellogg, east of Rock Road. (87 N-0113-01/472-83091/448-89298/706771/635602/405231/769662) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: April 20, 1999. (District II)

Ritchie Paving - \$1,522,232.65

War Industries Sewer relief line Phase 2 - from Hillside to Pawnee. (468-82981/623306/533322) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 01/06/1998. (District III)

Utility Contractors – \$1,787,542.00

Knight moved that the contract(s) be awarded as outlined above, subject to check, same being the lowest and best bid within the Engineer's construction estimate, and the and the necessary signatures be authorized. Motion carried 7 to 0.

VARIOUS DEPARTMENTS: Ballasts and Ballast Kits. (130849)

Consolidated Electric Distributors - \$ 7.04 (Item 1/per each)
\$ 7.04 (Item 2/per each)
\$11.72 (Item 3/per each)
\$ 7.40 (Item 4/per each)
Reject (Item 5 per each)
\$11.72 (Item 6/per each)
\$39.24 (Item 7/per each)
\$20.61 (Item 8/per each)
\$39.34 (Item 9/per each)
\$67.51 (Item 10/per each)
\$57.14 (Item 11/per each)
\$25.05 (Item 12/per each)
\$43.99 (Item 13/per each)
Reject (Item 14/per each)

Knight moved that the contract(s) be awarded as outlined above, same being the lowest and best bid, and the necessary signatures be authorized. Motion carried 7 to 0.

PERFORMANCE . CONTRACTING

PERFORMANCE CONTRACTING - MECHANICAL VENDOR.

Agenda Report No. 00-0127.

Performance Contracting consists of a contractual agreement between a building owner and a contractor that generally provides building improvements with no cost to the owner. Most of the savings will be produced by changes such as equipment replacement or modification, lighting upgrades and adjustments in operating procedures that result in energy savings. The savings that result from the reduced use of energy is then shared by the contractor and the owner, resulting in not only energy savings but reduced expenditures by the owner. Buildings that are evaluated by the Performance Contractor which show potential for a savings will be included in the program. Buildings that are evaluated but do not show a potential for savings will not be included.

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The City of Wichita invited thirteen firms to respond to a Request For Qualifications (RFQ). Of the five firms who responded, three were asked to respond to a Request For Proposal (RFP). These three firms were invited to survey and analyze City Hall to evaluate the candidates' approach to Performance Contracting. The three firms were then interviewed. As a result of the City Hall analysis and interviews, the Staff Screening Committee recommended Control Systems International (CSI) as best suited to meet the needs of the City.

Many of the buildings to be evaluated in the Performance Contract already have energy savings measures in place. However, with new technology available some of the measures in place are now obsolete. Additionally, CSI demonstrated the ability to find energy savings measures that had not been considered previously. Benefits that may be realized from Performance Contracting include not only energy savings, but also could provide better environmental control, better lighting, and more reliable equipment. Additionally, the Performance Contractor will monitor the energy usage throughout the contract period and evaluate the usage compared with the weather conditions. If they note a discrepancy they will investigate with the goal of quickly resolving any situation that may be wasting energy.

The Performance Contract will be set up in a manner that CSI will guarantee the City a minimum savings. Should the savings fall short of the guarantee, CSI will make-up the difference. Should savings exceed the guaranteed amount, the City will enjoy all of this excess savings. The savings would continue to be guaranteed throughout the contract period, which could last up to ten years. The total expenses resulting from the Performance Contract and the remaining utility costs will be less than is currently being spent on utilities.

Financing for each individual project can be undertaken through a financial institution, directly as a capital project, a Savings Incentive funded project, or part of other authorized budgetary sources. Each project proposed will be brought back to City Council for review and approval.

Motion --
-- carried

Knight moved that the project be approved and the necessary signatures be authorized. Motion carried 7 to 0.
Motion carried 7 to 0.

LICENSES

APPLICATION FOR LICENSE FOR ADULT ENTERTAINMENT ESTABLISHMENTS/SERVICES:

Renewal - Adult Entertainment

Robert Floyd	Kellogg Gift Shop Inc.	6143 West Kellogg
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Motion – carried

Knight moved that the license be approved subject to Staff approval. Motion carried 7 to 0.

APPLICATIONS FOR LICENSE TO RETAIL CEREAL MALT BEVERAGES:

New Operator

2000

(Consumption on Premises)

Troy L. Wayman	Whatta Stop (Wayman Brothers. #8)	1203 East Pawnee
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*General/Restaurant -- 50% or more of gross receipts derived from sale of food.

Motion – carried

Knight moved that the license be approved subject to Staff approval. Motion carried 7 to 0.

PLANS AND SPECS.

PLANS AND SPECIFICATIONS.

a. Water supply line in 21st Street North from 127th Street East to 143rd Street East and in 143rd Street East from 21st Street North to Summerfield - 21st Street North and 143rd Street East. (448-89249/633636 /758525) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 06/22/1999.

Motion --
-- carried

Knight moved that the Plans and Specifications be approved and advertised for bids to be submitted to the Board of Bids and Contracts by 10:00 a.m., February 11, 2000.

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SUBDIVISION PLANS AND SPECIFICATIONS.

There were no subdivision plans and specifications submitted.

PRELIMINARY EST.

PRELIMINARY ESTIMATES:

- a. Auburn Hills Clubhouse project - south of Maple, west of 119th Street West. (472-82988/472-82989/472-82990/472-82991/472-2992/NA/765149/765156/765164/765172/765180/ 696047/490616 /490617/490618/490619/490620/516005) Does not affect existing traffic. City Council approval date: 03/30/1999. (District V) - \$1,215,000.00
- b. Lateral 380, Southwest Interceptor Sewer to serve Oak Ridge Second Addition - north of 29th Street North, east of Tyler. (468-82724/743817/480505) Does not affect existing traffic. City Council approval date: 07/15/1997. (District V) - \$33,100.00
- c. Water distribution system to serve Oak Ridge Second Addition - north of 29th Street North, east of Tyler. (448-89154/734946/470616) Does not affect existing traffic. City Council approval date: 07/15/1997. (District V) - \$30,000.00

Motion -- carried

Knight moved that the Preliminary Estimates be approved and filed. Motion carried 7 to 0.

PAVING PETITIONS

PETITIONS TO PAVE JEWELL CIRCLE AND RITA IN LINDSAY'S ORCHARD ADDITION – NORTH OF PAWNEE, WEST OF MAIZE. (District V)

Agenda Report No. 00-0128.

The signature on the Petition represents one owner that owns 100% of the improvement district.

Lindsay's Orchard Addition, a new single-family development, was platted in 1998. The developer has submitted a new Petition to rephase the development to accommodate a change in the home sales rate.

The Petition totals \$151,000. The funding source is special assessments.

Motion -- carried

Knight moved that the Petition be approved and the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO.R-00-037

Resolution of findings of advisability and Resolution authorizing improving of Jewell Circle, from the west line of Lot 24, Block 1 to and including cul-de-sac; Rita, from the south line of Jewell Circle to the west line of Maize Road; and Rita Court, from the south line of Rita to and including cul-de-sac,(north of Pawnee, west of Maize), 472-83189, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

BOARDS MINUTES

MINUTES OF ADVISORY BOARDS/COMMISSIONS:

Metropolitan Area Planning Commission (MAPC), 11-29-99
Sister Cities Advisory Board, 12-3-99
Sister Cities Advisory Board, 1-7-2000
Wichita Employees Retirement System, 12-15-99

Motion --carried

Knight moved that the Minutes be received and filed. Motion carried 7 to 0.

STREET CLOSURES

CONSIDERATION OF STREET CLOSURES/USES.

There were no street closures considered.

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TRANSIT SERVICES

TRANSIT MANAGEMENT SERVICES CONTRACT.

Agenda Report No. 00-0129.

From 1981 through 1999 the City has directly, or through the Wichita Metropolitan Transit Authority, contracted with Ryder/ATE for professional transit management services. The most recent contract was approved on March 2, 1999 for services to be provided at a rate of \$7,784 per month for a period of 12 months with services provided on month to month basis.

In September 1999, Ryder Systems completed the sale of Ryder Public Transportation Services to FirstGroup PLC. Effective in January 2000, Ryder/ATE, the business segment with which the City had contracted for management services formally changed its name to First Transit.

A new contract has been negotiated with a 3% rate increase, or a rate \$8,017 per month, becoming effective February 1, 2000. The new contract is a month-to-month contract for a period not to exceed 6 months. City Staff is examining the long term management alternatives for transit management.

Funding for the contract is included in the 2000 Department Budget.

Motion --
-- carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

DESIGN SERVICES

AGREEMENT FOR DESIGN SERVICES FOR WEST KELLOGG POWER CENTER ADDITION – NORTH OF KELLOGG, WEST OF HOOVER. (District V)

Agenda Report No. 00-0130.

The City Council approved the West Kellogg Power Center Addition plat on September 24, 1996.

The proposed Agreement between the City and Baughman Company, P.A. provides for the design of bond financed improvements in the West Kellogg Power Center Addition. Per Administrative Regulation 7a, staff recommends the selection of Baughman because Baughman provided the preliminary engineering services for the platting of the subdivision and can expedite plan preparation.

Payment will be on a lump sum basis of \$27,100, and will be paid by special assessments.

Motion --
-- carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

WATER MASTER PLAN

WATER MASTER PLAN – SUPPLEMENTAL AGREEMENT.

Agenda Report No. 00-0131.

The Water Master Plan is updated once every five years. On January 6, 1998, the City Council authorized expenditures to update the Water Master Plan and on June 2, 1998, the City Council approved a Contract with Black & Veatch, LLP, Consultant Engineers, to perform the update.

In the course of updating the Water Master Plan, several tasks were addressed at the request of Staff. These tasks were: 1) analysis of NE Booster District pressure problems, 2) analyses of water service to Derby, 3) Webb Road Pump Station new pump analysis, and 4) NE Transmission connection analysis at Hillside.

The total amount of the Supplemental Agreement is \$17,000. There is adequate budget in the Water Master Plan, CIP W-526, to cover this additional expense.

Contracts in excess of \$10,000 must be approved by the City Council.

Motion --
-- carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

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MARKETING SERVICES MARKETING SERVICES ASSISTANCE AGREEMENT.

Agenda Report No. 00-0132.

The City has periodic occasions to utilize outside marketing assistance in the preparation of specialty promotions or presentations. This is particularly the case when special expertise, or production equipment/techniques are required (e.g., development of videos, etc.). As an example, Wichita and Sedgwick County, along with other larger urban centers in Kansas will be competing for \$350 million in special highway enhancement funds. A State committee evaluating proposed urban highway projects based on economic impact is conducting a hearing in Emporia on February 3, 2000. A City-County-Chamber-University contingent will be attending to make an extensive presentation. The use of outside expertise to produce the extensive presentation is necessary within the short timeframe before this presentation.

An initial task is the marketing assistance on the highway proposals. The proposed agreement then provides marketing support services to the City to address specific needs and initiatives, as necessary to augment internal marketing resources. Services are directed only upon written authorization by the City and paid on a time and material basis. To provide the marketing assistance, proposals were solicited for marketing assistance. After reviewing competitive proposals, the Greteman Group was chosen to provide this assistance.

The services under this agreement are not to exceed \$35,000 during the year. Costs will be paid from Local Sales Tax funds for the highway proposal marketing services; City funding for other projects will be identified on a case-by-case basis.

Motion --
-- carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

DONATION

DONATION OF LIGHTS - HARRISON PARK RUGBY FIELD. (District II)

Agenda Report No. 00-0133.

The Wichita Barbarians Rugby Club, Inc. proposes to donate and install permanent field lighting at Harrison Park. The club purchased previously used lights and new poles at a cost of \$4,000.00. In addition, the club will pay for installation of the lights and have received a bid from Sims Electric Service, Inc. for \$5,000.00.

In October, 1993, the Department of Park and Recreation entered into a "Non-Exclusive Use Agreement" with the Wichita Rugby Club for use of the rugby field at Harrison Park located at 1300 S. Webb Road. Since that time, this public/private partnership has been very successful. The rugby club has invested considerable resources in field maintenance such as seeding, mowing, irrigation, aerification, fertilization and installation of goal posts at a cost of approximately \$12,000.00. The club utilizes the field weekly from September through November and when the club is not using the field, it is available for soccer, football and other activities.

Park staff contacted businesses and residents located near the field (since there were no neighborhood associations in the area) and reviewed the proposal. There were no objections. In addition, CPO East Council for District II voted unanimously to recommend approval of the proposal.

Approval of this proposal will necessitate expenditure of approximately \$1,000.00 from the Park and Recreation Department operating budget for installation of an electrical meter box. The Park Department will also assume payment of the monthly electrical bills estimated at approximately \$30.00 per month. The Law Department has revised the Non-Exclusive Use Agreement to reflect that the lighting system is a donation and will not be removed by the rugby club at termination of the contract.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion --
-- carried

Knight moved that the donation be accepted; the Contract amendment be approved; and the necessary signatures be authorized. Motion carried 7 to 0.

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WATER MAINS

WATER MAINS FOR FUTURE DEVELOPMENT.

Agenda Report No. 00-0134.

This project is included in the ten-year Capital Improvement Program (CIP #W-65) and provides for the City's share in funding major water main extensions to serve future developments and newly annexed areas.

The Water Master Plan indicates the need to extend the water distribution system wherever future growth and development is occurring. These projects are identified when a petition for water system extensions is received. The Water Utility pays for links and over-sizing of the water system in developments. Funds are also used to design and relocate water mains for future Public Works projects.

This project (CIP #W-65) is budgeted for \$3,000,000 in 2000 and will be funded from future revenue bonds and/or Water Utility cash reserves.

Motion --
-- carried

Knight moved that the project expenditures and Notice of Intent to Publish be approved and the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. R-00-038

A Resolution of the City of Wichita, Kansas, declaring it necessary to construct, reconstruct, alter, repair, improve, extend, and enlarge the water and sewer utility owned and operated by the City, and to issue revenue bonds in a total principal amount which shall not exceed \$3,000,000 (\$3 Million), exclusive of financing costs, for the purpose of paying certain costs thereof, and providing for the giving of notice of such intention in the manner required by law, presented. Martz moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

STORM WATER SEWER AMENDING RESOLUTION: STORM WATER SEWER TO SERVE NEWMARKET SQUARE AND EVERGREEN ADDITIONS – NORTH OF 21ST STREET, WEST OF MAIZE ROAD. (District V)

Agenda Report No. 00-0135.

On April 14, 1998, the City Council approved a Petition for drainage improvements to serve new commercial and residential development north of 21st, and west of Maize Road. A portion of the improvement district which was unplatted at that time has since been subdivided.

An Amending Resolution has been prepared to modify the description of the improvement district to reflect the additional platting activity.

There is no increase in the project budget or scope.

State Statutes authorize adoption of the Resolution without further public hearings.

Motion -- carried

Knight moved that the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. R-00-039

A Resolution amending Resolution No. R-98-140 of the City of Wichita authorizing construction of Storm Water Sewer No. 503 (north of 21st, west of Maize) Project No. 468-82817, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

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ORDINANCES

SECOND READING ORDINANCES: (FIRST READ JANUARY 25, 2000)

- a. 2000 intersection improvement. (Districts I, III, V, and VI)

ORDINANCE NO. 44-490

An Ordinance declaring the intersections of 13th Street North at Hydraulic George Washington Boulevard at Mt. Vernon, 21st Street North at Arkansas Avenue, and 9th Street North at Tyler, (2000 Intersection Improvement Program) 472-83184, to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- b. 2000 arterial street corridor improvement. (Districts I, II, and V)

ORDINANCE NO. 44-491

An Ordinance declaring the intersections of Central Avenue at Ridge Road, Central Avenue at Hillside, and Rock Road from Harry to Kellogg (2000 Arterial Corridor Program), 472-83185, to be main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- c. Taxable industrial revenue bonds - Southcliff Shopping Center Associates.

ORDINANCE NO. 44-492

An Ordinance authorizing execution and delivery of acknowledgement and consent of issuer and first amendment to lease, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- d. Repeal of special liquor tax Ordinance.

ORDINANCE NO. 44-493

An Ordinance abolishing the Alcohol and Drug Abuse Advisory Board and repealing Sections 2.12.420, 2.12.430, 2.12.440, 2.12.450, 2.12.460, 2.12.470, 2.12.480 and 2.12.490 of the Code of the City of Wichita, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

AIRPORT AGENDA

AIRPORT BONDS

AMENDED BOND RESOLUTION - ISSUANCE OF \$11,568,820 OF TAXABLE AIRPORT SPECIAL FACILITY REVENUE BONDS - CESSNA AIRCRAFT COMPANY.

Chris Cherches

City Manager reviewed the Item.

Agenda Report No. 00-0136.

On January 11, 2000, the Wichita Airport Authority adopted a Resolution announcing the intent to issue \$12,700,000 in Taxable Airport Special Facility Revenue Bonds at the request of Cessna Aircraft Company. The \$12,700,000 number was a not-to-exceed number, which has now been revised to reflect the actual amount of the issuance, which is \$11,568,820.

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The proceeds from the bond issuance will be used to cover capital expenditures associated with the construction of a 112,000 square foot Aircraft Completion Center, the construction having been completed.

The associated lease conveys to Cessna Aircraft Company the use of the facility located on Wichita Airport Authority property at Wichita Mid-Continent Airport. The term of the facility lease is 30 years and will be at no cost to Cessna in consideration for financing the improvements. Cessna will pay the Wichita Airport Authority land rent during the lease period. Cessna will pay all expense of the bond issuance.

This Amended Resolution has been prepared by the Law Firm of Hinkle Elkouri L.L.C.

Motion -- carried

Martz moved that the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. A-00-003

A Resolution authorizing the Wichita Airport Authority of the City of Wichita, Kansas, to improve, extend and enlarge the Wichita Mid-Continent Airport by the construction and equipping of an aircraft completion facility to be leased to the Cessna Aircraft Company; authorizing the issuance of Taxable Airport Special Facilities Revenue Bonds, Series A, 2000 (the Cessna Aircraft Company), in the aggregate principal amount of \$11,568,820; authorizing execution of a Trust Indenture by and between the Wichita Airport Authority of the City of Wichita, Kansas and Intrust Bank, N.A., as Trustee; authorizing the Wichita Airport Authority of the City of Wichita, Kansas to lease the project to the Cessna Aircraft Company and authorizing execution of a lease between said Airport Authority and the Cessna Aircraft Company; and authorizing the execution of a Bond Purchase Agreement for the Bonds by and between the Airport Authority and the Cessna Aircraft Company, as purchaser; and repealing a certain Resolution of the Wichita Airport Authority of the City of Wichita with Respect to said Taxable Airport Special Facilities revenue Bonds adopted on January 11, 2000, presented. Martz moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

ADJOURNMENT

The City Council meeting adjourned at 10:30 a.m.

Pat Burnett CMC
City Clerk

Workshop:

Inner-City Redevelopment Incentives Report.